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PATENT  
Attorney Docket N<sup>o</sup> 98-0674

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Brandon A. Grooters  
Serial N<sup>o</sup> : 09/238,375  
Filed : January 27, 1999  
Group Art Unit : 2773  
Examiner : Luu, S.  
For : METHOD AND APPARATUS FOR AUTOMATICALLY  
GENERATING A DEVICE USER INTERFACE

RECEIVED

FEB 16 2001

Technology Center 2100

#8  
2-27-01  
B. H. Willard

Assistant Commissioner for Patents  
Washington, DC 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on February 7, 2001, in a First Class envelope, with sufficient postage thereon, addressed to: Assistant Commissioner for Patents, United States Patent & Trademark Office, Washington, DC 20231.

*Penny L. Flint*  
Penny L. Flint

DATED: February 7, 2001

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed September 21, 2000 finally rejecting claims 1-20.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

- ☒ other than a small entity;  
☐ small entity.

02/15/2001 CCHAU1 00000064 500439 09238375  
01 FC:116 390.00 CH  
02 FC:119 310.00 CH

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(e) the fee for filing the Notice of Appeal is:

- |                                     |                           |          |
|-------------------------------------|---------------------------|----------|
| <input type="checkbox"/>            | small entity              | \$155.00 |
| <input checked="" type="checkbox"/> | other than a small entity | \$310.00 |

**Notice of Appeal fee: \$310.00**

## 3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)-(d)) for the total number of months checked below:

	Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/>	one month	\$110.00	\$55.00
<input checked="" type="checkbox"/>	two months	\$390.00	\$195.00
<input type="checkbox"/>	three months	\$890.00	\$445.00
<input type="checkbox"/>	four months	\$1,390.00	\$695.00

**Extension Fee: \$390.00**

If an additional extension of time is required please consider this a petition therefor.

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_  
\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.  
Extension fee due with this request: \$\_\_\_\_\_

**or**

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 310.00.

Extension fee (if any) \$ 390.00.

**TOTAL FEE DUE: \$ 700.00**

5. **FEE PAYMENT**

Please charge Deposit Account N° 50-0439 the sum of \$700.00. A duplicate of this *Transmittal* is attached for accounting purposes. If any additional extension and/or fee is required, please charge Deposit Account N° 50-0439. If any additional fee for claims is required, please charge Deposit Account N° 50-0439.

Please direct all correspondence to:



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PATENT TRADEMARK OFFICE


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DATE: February 7, 2001.

Respectfully submitted,

Brandon A. Grooters,

Gateway, Inc.,

By   
William J. Breen, III  
Reg. N° 45,313